



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/691,126	10/19/2000	Kakuichi Shiomi	1560-0349P

BIRCH, STEWART,
 KOLASCH & BIRCH, LLP
 P.O. Box 747
 Falls Church, VA 22040-0747



FORMALITIES LETTER



Date Mailed: 12/07/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Docketed *SA*
 Perfect
 2/7/01

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Eduard
 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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BOX MISSING PARTS
PATENT
1560-0349P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: SHIOMI, et al. Conf.: Unknown
Appl. No.: 09/691,126 Group: Unknown
Filed: October 19, 2000 Examiner: Unknown
For: APPARATUS FOR DETECTING FATIGUE AND
DOZE BY VOICE, AND RECORDING MEDIUM

THIS IS NOT A NEW PATENT APPLICATION

LETTER SUBMITTING DOCUMENTS
FOR COMPLETION OF AN APPLICATION
PURSUANT TO 37 C.F.R. § 1.53(f) and/or § 1.53(d)

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, DC 20231

January 31, 2001

Sir:

The application papers for the above-identified application were originally filed on October 19, 2000 and the application was assigned Appl. No. 09/691,126.

DOCUMENTATION

- Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration of the inventor(s) (original photocopy), necessary for completing the filing requirements in connection with the above-identified application.
- Under the provisions of 37 C.F.R. §§ 1.41(c) and 1.53(f), attached hereto is the executed Declaration that was attached to the specification at the time of execution. The attached specification is a true copy of the specification that was

filed in the U.S. Patent and Trademark office on October 19, 2000, including any amendments thereto (if applicable) filed on even date therewith.

The undersigned hereby declares that "Attorney Docket No. 1560-0349P on page 1 of the attached inventors' Declaration, corresponds to Appl. No. 09/691,126, filed October 19, 2000, entitled "APPARATUS FOR DETECTING FATIGUE AND DOZE BY VOICE, AND RECORDING MEDIUM."

Attached are _____ () sheet(s) of formal drawings.

Attached is a copy of the Notice to File Missing Parts of Nonprovisional Application.

Attached is an English language translation of the above-identified application that was filed in a foreign language.

See the attached Translator's Verification; or

The undersigned states that the English translation attached hereto is a true and correct translation of the application as originally filed in a foreign language.

Applicant claims small entity status under 37 C.F.R. § 1.27.

Submitted concurrently herewith **under separate cover** for recording is an Assignment.

FEES

The Government Filing Surcharge(s) (37 C.F.R. § 1.16(e) and/or § 1.17(k)) and the basic Government Filing Fee(s) (37 C.F.R. § 1.16(a)-(d), if applicable) is/are attached hereto and calculated as follows:

- Basic Filing Fee(s): \$0.00 (37 C.F.R. § 1.16(a)-(d))
- The Government Filing Surcharge under 35 U.S.C. § 1.16(e)) for late filing of filing fee, oath and/or declaration:
 - Large Entity - \$130.00
 - Small Entity - \$ 65.00)
- The Government Filing Surcharge under 37 C.F.R. § 1.17(k)) for filing of translation of non-English Specification in the amount of \$130.00:
 - was previously paid for concurrently with the filing of the application on .
 - is attached hereto.
- No extension fee is required because the undersigned has not yet received the Notice to File Missing Parts of Nonprovisional Application. However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.
- Applicant hereby respectfully petitions for a () month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of \$0.00 is attached hereto.

A check in the amount of \$130.00 to cover the basic filing fee(s), surcharge fee(s), and any extension of time fees (if applicable) is enclosed.

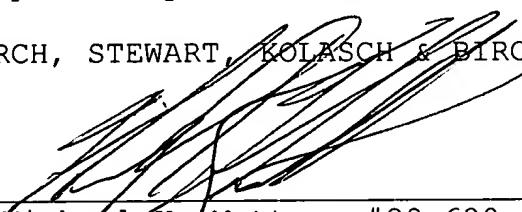
Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this transmittal form is enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By


Michael K. Mutter, #29,680

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MKM/jeb
1560-0349P

Attachments

(Rev. 01/22/01)